



DIVISION BENCH

ITEM NO.123

**NATIONAL COMPANY LAW TRIBUNAL
ALLAHABAD BENCH
PRAYAGRAJ**

CA No.23/2024 IN CP No.61/ALD/2023

CORAM:

- 1. SHRI PRAVEEN GUPTA,
HON'BLE MEMBER (JUDICIAL)**
- 2. SHRI ASHISH VERMA,
HON'BLE MEMBER (TECHNICAL)**

Date of Order: 3rd October, 2024

Attendance-Cum-Order Sheet of the Hearing.

NAME OF THE COMPANY	ASHTABHUJA INFRA DEVELOPERS PVT. LTD. & ANR. V/S ROC, KANPUR, UP.
UNDER SECTION	252 (3) OF COMPANIES ACT, 2013

COUNSEL APPEARED THROUGH PHYSICAL/ VIRTUAL HEARING:

Sh. Anurup Dutta, Adv. with	: <i>For the Petitioner & Applicant</i>
Sh. Piyush Kesarwani, PCS	: <i>in CA No.23/2024</i>
Sh. Krishna Dev Vyas, Adv.	: <i>For the ROC</i>
Sh. Krishna Agarwal, Sr. S.C.	: <i>For the I.T. Deptt.</i>

ORDER

CA No.23/2024

Ld. Counsels representing the respective parties are present.

- 1.** Ld. Counsel representing the Petitioner/ Applicant states that the supplementary affidavit has already been filed for seeking condonation of delay in filing the present petition.
- 2.** Let notice be issued to the ROC as well as the Income Tax Department, who accept notice and raise no objection with respect to the present application filed by the Petitioner for seeking condonation of delay.
- 3.** Hence, CA No.23/2024 is allowed and the delay in filing of the present petition is condoned.
- 4.** Accordingly, CA No.23/2024 stands disposed off.

-Sd-

-Sd-



CP No.61/ALD/2023

1. In this case, the reports on behalf of the ROC as well as the Income Tax Department have already been filed.
2. The reason for striking off the name of the company was non-filing of the annual returns since 2013 and the striking off of the name was done on 28.08.2018.
3. According to the Ld. Counsel representing the Petitioner, apart from non-filing of the annual returns for the aforesaid period, there has not been any other violation.
4. Ld. Sr. Standing Counsel representing the Income Tax Department states that the second visit report of the Inspector of the Income Tax Department has also been filed, whereby the company has been found to be existing at the premises.
5. Arguments heard. Order reserved.

-Sd-
(Ashish Verma)
Member (Technical)

-Sd-
(Praveen Gupta)
Member (Judicial)

3rd October, 2024

Kavya Prakash Srivastava
(Stenographer)